

FISCAL NOTE

HB 3200 - SB 3158

February 14, 2002

SUMMARY OF BILL: Prohibits the operator of a motor vehicle from using a mobile phone while the vehicle is in motion on a public highway, street or roadway unless the operator maintains both hands on the steering wheel. Specifies that this prohibition does not apply when the phone is used in an emergency or used by emergency personnel when on duty. Provides that each violation is a Class C misdemeanor punishable by fine only of \$25. Specifies that there is a rebuttable presumption that mobile phone use at the time of an accident constitutes operator negligence or contributing to the accident.

ESTIMATED FISCAL IMPACT:

Increase State Revenues - Exceeds \$100,000

Increase Local Govt. Revenues - Less than \$100,000

Estimate assumes:

- there are approximately 2.27 million mobile phone subscribers in Tennessee.
- the state will experience an increase in revenues from fines levied and collected from violators. This increase depends on the level of enforcement and whether the prohibition affects mobile phone customers' calling habits. However, if just 0.5% of mobile phone subscribers are fined an average of \$10 per violation, the increase in revenues would exceed \$100,000. The state would receive the fines in accordance with T.C.A. 55-10-303.
- clerks receive commission on fines collected.

CERTIFICATION:

This is to duly certify that the information contained herein is true and correct to the best of my knowledge.



James A. Davenport, Executive Director

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